



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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WB MUSIC CORP., a California corporation and
WARNER CHAPPELL MUSIC, INC., a Delaware
corporation,

Plaintiffs,

v.

THE LEONORE S. GERSHWIN 1987 TRUST, a
California trust; MICHAEL S. STRUNSKY as
trustee; THE ARTHUR GERSHWIN
TESTAMENTARY TRUST, a New York Trust;
MARC GERSHWIN as trustee; MARC
GERSHWIN individually; THE FRANCES
GERSHWIN GODOWSKY REVOCABLE TRUST
U/A AUGUST 29, 1983, a NEW YORK trust;
LEOPOLD GODOWSKY III as trustee; LEOPOLD
GODOWSKY III individually; ALEXIS
GERSHWIN; GEORGIA KEIDAN; and NADIA
NATALI;

Defendants.

No. 10 Civ. 2496 (RPP)

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[PROPOSED] ORDER

WHEREAS, Plaintiffs Warner Music Corp. and Warner Chappell Music, Inc.,
initiated the above-captioned statutory interpleader action in the U.S. District Court for the
Central District of California pursuant to 28 U.S.C. § 1335 in order to resolve adverse claims by
and between the Defendants;

WHEREAS, also pursuant to 28 U.S.C. § 1335 Plaintiffs deposited a total of
\$439,650.64 with the United States District Court for the Central District of California in the
summer and fall of 2009;

WHEREAS, on March 18, 2010, the Honorable Judge George H. King transferred this action to the United States District Court for the Southern District of New York with an order that "[t]he money deposited in this Court's Registry **SHALL** likewise be transferred to that of the United States District Court for the Southern District of New York" (emphasis in original);

WHEREAS, on April 7, 2010, this Court ordered the cashier's department of the U.S. District Court for the Southern District of New York to accept and deposit the \$439,650.64;

WHEREAS, pursuant to 28 U.S.C. § 1335 Plaintiffs have deposited an additional \$195,258.23 with the cashier's department of the U.S. District Court for the Southern District of New York for a total deposition of \$634,908.87;

WHEREAS, the parties to the above-captioned matter have settled this matter amicably pursuant to terms and conditions that are confidential and the matter has been dismissed in its entirety, with prejudice;

NOW, THEREFORE, the cashier's department of this Court is respectfully directed to refund to the Plaintiffs the total amount of funds heretofore deposited in connection with the above-captioned interpleader matter, plus the applicable interest, in the form of a check paid to the order of Warner/Chappell Music, Inc. The cashier's department is respectfully directed to remit that check to the Plaintiffs' counsel at the following address:

Tamerlin J. Godley
Munger, Tolles & Olson, LLP
355 S. Grand Ave., 35th Floor
Los Angeles, CA 90071

IT IS SO ORDERED.

Dated: New York, New York

March 9, 2011


United States District Judge

cc: Cashier, U.S. District Court, SDNY